App. F. IX-4

192]

File No. 193-2)

Previous References

Rev 185-26 1

Serial Nos. 1 & 2

Later References

V P 40-28-1

General and Revenue Secretariat.

Serial Nos. 1 & 2

Part B for April 1928

SUBJECT

Proposals for the imposition of a betterment tax on goats kept by ryots

To The Rev Comm [illegible] of Dl
Presd of At Bdd
G O No L 6625-41 & 20 4-28

Suggests to vigorously apply the remedies already in force & states that Govt are dsl in favour of imposing restrictions on this useful animal by until the measures referred to are given a fair trial

812

Wth Cy

37588

App. F. III—2]

General and Revenue Secretariat — File No — of 192

Serial No.

I am not in favour of imposing any punitive tax on goats. Goat breeding is a poor man's industry & does for him what the pig is reputed to do for the Irishman. At the same time avenue trees have to be protected & I agree with the Chief Secy that a more vigorous & vigorous application of the penalties provided in the Revenue Code for the protection of avenue trees should have adequate

CSK
16/3/28

JM
17-3-28

MM
W/3

It is not known if the Settlers has the interest of the above Ve

Chiefs

21/3

A Copy of Jud. ors ... may be communicated to Rut & Dpt on the lines of para 10 of my note

MM
21/3

Jud. with three drafts &c.

21/3

Recd 27/3

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

RAN'S OFFICE
RECEIVED ON
1 MAR. 1928
Reg. No. 5912

CHIEF SECRETARY.
23 MAR. 1928

3758/2

App. F. III—21

General and Revenue Secretariat — File No. — of 192

Serial No.

Subd a with draft
Tab
2/4/28 WS/4

Mem Approved
WD
8/4.

Revised Typed draft for sign
Tab
4/4 WS/4

WD
5/4

CHIEF SECRETARY.
7 APR. 1928

Issue
WD
15/4

WD

not 6625-41 D 20/4/28 To Revenue Dept
comm. of Orissa, Chiefs of Feudatory States
orders in regard to the efficient protection
of avenue trees from the indiscriminate lopping
of their branches by breeders of goats

Submitted for orders as to whether the draft to the
SS letter should issue

Tab
26/4

WD

L6851-8-30 4 28 n S S letter 27/4
Forwards for his information copy of letter issued

Press Sec
Tab
28/4

NOTE—Contn. sheet.

Office of the Dewan of Mysore

NOTE.

Dated 3rd February,

Ft 1021-21 5

I enclose a letter from M. S.S. Setlur in which he suggests the imposition of a prohibitive tax on goats kept by ryots to minimise, if not prevent the destruction of avenue trees by those animals. I think some stringent measures are called for to put down the evil I shall be glad if Mr. Setlur's suggestion is examined

DEWAN'S OFFICE
Received on
3 FEB. 1928
Special Messenger
Rcd. No. 762

DEWAN.

The General Secretary
to Government

GENERAL & REVENUE SECRETARIAT
37582
13. FEB. 1928
LOCAL SELF GOVT. BRANCH

If approved this will be transferred to L & Rev. Dept

10/2/28

10.2.28

10.2.28

Kesteven 10
Via Malton
1/12/28

Dear Sir

Will you allow
me to call your attention
to the necessity
of imposing Protective
tax on goods kept by
ryots owing to their
ignorance of scientific
Agriculture and their
greed for immediate
gain, they do not heed
to the harm the deforestation of trees
does to Agriculture

hands for planting groves.
But the efforts of the
Ghandian have been frust-
-rated by these goats In
one small Village, there
are 2 or 3 goats have
been keeping my best to
protect the avenue trees
Police constables, Forest
and all keep goats the
Sepoys do not generally
keep but 11 Bn be-
-cause, they start their
rounds at 2 pm and
Return trees after
5 p m If the landall
object of the Devastation
to do lasting good, a
law should also make

Subject.

Proposals for the imposition of a prohibitive tax on goats kept by Ryots.

OPINION OF THE COUNCIL.

(For Disposal at a Meeting

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT

(clause I of the schedule)

Proposals for the imposition of a prohibitive tax on goats kept by ryots

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order

Chief Secretary to Government.

25th February 1928

First Member of Council.

Second Member of Council

Third Member of Council.

Subject:-

Proposals for the imposition of a prohibitive tax on goats kept by ryots.

1. With a view to improve local finances the Local Self Government Conference held in April 1923 recommended the levy of tax on goats and pigs. The taxation of pigs was given up by Government. The question of the levy of tax on goats and sheep was considered at the Dasara Session of the Representative Assembly of 1924 and as the majority of the members was not in favour of the additional taxation, the question was put to vote and lost

2. The question of imposing certain - - restrictions on goat rearing was brought up again for consideration at the Dasara Session of Representative Assembly of -- 1926. After long discussion the Dewan President promised to see what could be done in the matter. Thereupon the opinions of the Conservator of Forests and the Revenue Commissioner were called for.

3. The Conservator of Forests proposed the increase of pound fee to Re.1/- per head of goat and damage to avenue trees to be severely dealt with by penalising communal rights, if any, besides prosecution. The Revenue Commissioner proposed (1) issue of licenses for goat -- rearing and (2) doubling the pound fee on goats from one anna to 2 annas, half the amount being given as compensation to the persons on whose lands the goats were

allowed to trespass.

4. Regarding the 1st proposal - the Representative Assembly Members were against the imposition of any restrictions against goat rearing, as stated above. In connection with the last amendment of the Municipal Regulation provision was made in Section 137 A for taking out licenses for rearing or keeping goats in Municipal areas by a person when they exceeded 20 in number. But the Select Committee amended it so as to make it applicable only to City Municipal areas wherein licenses were required to be taken for keeping more than 10 goats. This has been passed as law.

5. As regards doubling the pound fee of goats to 2 annas, under Section 12 of cattle Trespass ~~Act~~ Regulation the fee leviable on a goat impounded is only 1 anna and under proviso to that Section, Government may order the imposition or levy of double the fee in any area when there is an application to this effect from a local body on account of habitual trespass of such animals and damage to crops. The general levy of double the fee cannot therefore be ordered unless the cattle Trespass ~~Act~~ Regulation is amended.

6. There is no provision either in the District Boards' Regulation or in the -- Village Panchayet Regulation requiring license to be taken for goat rearing.

7. The necessity for providing restrictions in the Village Panchayet Regulation and amendment of the Cattle Trespass Regulation and also the Municipal Regulation so as to provide for licenses in all the other Municipal areas also was. therefore. placed before the Representative Assembly for consideration at the Birthday Session of June 1927. The majority of the members voted against the imposition of any restriction on the rearing of goats

8. Mr. S.S. Setlur has now urged the necessity of imposing pronibitive tax on goats kept by ryots. (vide his letter dated 1st February 1928).

9. Dewan's remark

" I enclose a letter from Mr. S.S. Setlur in which he suggests the imposition of a prohibitive tax on goats kept by ryots to minimise, if not prevent, the destruction of avenue trees etc., by these animals. I think some stringent measures are called for to put down the evil. I shall be glad if Mr. Setlur's suggestion is examined.

10. The matter was considered informally in Council on 5th March 1928. It was ordered that the question should be examined further with reference to the remedies provided by the Land Revenue Code. According to Section .44..... of the Code " any person who shall unauthorisedly fell and appropriate any tree or any portion

thereof . . . . Which is the property of Government shall be liable to the Govt. for the value thereof, which shall be recoverable from him as an arrear of land-revenue, and shall also be liable to a fine not exceeding Rs.100/-, provided that the Deputy Commissioner may, instead of imposing a fine as aforesaid institute criminal proceedings against the person. Under Land Revenue Rules this power may be delegated to Amildars.

If these remedies are vigorously applied, with the co-operation of village officers, the depredation of avenue trees caused by goat breeders will be checked to a considerable extent. The Deputy Commissioners of Districts may be asked to take suitable measures accordingly. They may also be informed that Government will readily comply with the application of local bodies for the doubling of pound fees in areas where goat breeding has become a serious menace to the growth of avenue trees Until the effect of these measures is tested by experience the question of levying a prohibitive tax on goat breeding may perhaps lie over.

OFFICE OF THE
THIRD MEMBER OF COUNCIL
16 MAR 1928
No. 964

Proceedings of the Government of
H.H.the Maharaja of Mysore.

ORDER NO. L 6625-H/

Dated Bangalore, the 20th April 1928.

The desirability of ensuring the more efficient protection of avenue trees from the indiscriminate topping of their branches and leaves by breeders of goats has been repeatedly pressed on the attention of Government.

2. According to Section 44 of the Land Revenue Code, any person who shall unauthorisedly fell and appropriate any tree or any portion thereof or remove any other natural product which is the property of Government shall be liable to Government for the value thereof which becomes recoverable from him as an arrear of Land Revenue. He shall also be liable at the discretion of the Deputy Commissioner to a fine not exceeding Rs.100/- provided that the Deputy Commissioner may, instead of imposing a fine, institute criminal proceedings against the offender. Government consider that if these remedies are vigorously applied, with the co-operation of Village Officers, the depredation of avenue trees ~~complained of~~ will be checked to a considerable extent. The local revenue officers are requested to pay particular attention to this matter.

3. Under section 12 of the Cattle Trespass Act Government have power in certain special circumstances to direct the levy of pound fees at higher rates. In areas where goat-breeding has become a serious menace to the growth of avenue trees Government will be prepared to sanction the imposition of the higher rates on the representation of local authorities or reports from District Magistrates

4. The introduction of a system of obtaining licenses for goat-rearing and the levy of a prohibitive tax on goats have also been suggested. At present licenses for keeping more than 10 goats may be prescribed only in the City Municipal areas. Government are not in favour of imposing similar restrictions on this useful industry in rural parts until the measures referred to above are given a fair trial.

CHIEF SECRETARY TO GOVT.

To

The Revenue Commissioner in Mysore.
" Deputy Commissioners & Asst Commissioners of Districts.
" Presidents of District Boards.

Copy to the Revenue and G.M.Branches.

B.K.M.

A, P. F. VI. G1]

SUBJECT.....

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Section L13

File No. 193-27

Serial No. 2

Diary No. of letter replied to.....

No. L 6851/Enq 1

General and Revenue Secretariat

To V. S. Sethur Esq BA LdlB
Kestur Village
Via Mattur

the *192*

Date of issue 30-4-1928

Signed by Asst S.K.S. Iyer

List of enclosures.....

Copied by .....

Examined by .....

Sir,

With reference to your letter
dt 1/2/28 to the Private Secy
to the Dewan suggesting the
levy of a prohibitive tax on
goats with a view to
minimise destruction of
topes and avenue trees I am
directed ~~to state that you~~
~~are liable under the Act to pay a~~
~~person who fells any tree~~

over

WD0325—GPB—80,000—26-5-27